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14 Attorneys for Defendant,
14 US EXPRESS CARRIERS, LLC

16 UNITED STATES DISTRICT COURT
17 DISTRICT OF NEVADA

18 BRUCE BALLINGER,

19 Plaintiff,

20 v.

21 US EXPRESS CARRIERS, LLC, *et al.*,

22 Defendants.

Case No.: 2:24-cv-00864-JCM-EJY

23 **DEFENDANT U.S. EXPRESS
24 CARRIERS, LLC'S UNOPPOSED
25 MOTION FOR EXTENSION OF
TIME TO RESPOND TO AMENDED
COMPLAINT [ECF 11]**

(First Request)

27 Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure, Local Rule 6-1
28 and Local Rule 6-2 of the Local Rules for the District of Nevada, Defendant U.S.

1 Express Carriers, LLC (U.S. Express Carriers) hereby files this Unopposed Motion for
2 Extension of Time to Respond to Amended Complaint. [ECF 11]. In support thereof,
3 Defendant states as follows:

4 1. Plaintiff filed his initial Complaint on May 4, 2023, in the Riverside
5 County, California Superior Court.

6 2. U.S. Express Carriers removed this action to the United States District
7 Court for the Central District of California on June 27, 2023, and subsequently filed a
8 Motion to Dismiss for Lack of Personal Jurisdiction or in the Alternative, Transfer
9 Pursuant to 28 U.S.C. § 1404(a) on July 5, 2023.

10 3. Plaintiff filed his First Amended Complaint on July 20, 2023. [ECF 11].

11 4. U.S. Express Carriers again filed a Motion to Dismiss for Lack of Personal
12 Jurisdiction or in the Alternative, Transfer Pursuant to 28 U.S.C. § 1404(a) on August
13 1, 2023. [ECF 13].

14 5. The Central District of California granted U.S. Express Carriers' Motion
15 to Transfer, transferring this matter to the District of Nevada on May 6, 2024. [ECF 26].

16 6. Pursuant to Rule 12(a)(4)(a) of the Federal Rules of Civil Procedure, U.S.
17 Express Carriers' deadline to respond to the Amended Complaint is set for May 20,
18 2024.

19 7. U.S. Express Carriers requests that the Court extend its deadline to respond
20 to the Amended Complaint by 14 days, up to and including June 3, 2024.

21 8. U.S. Express Carriers is diligently working to respond to Plaintiff's
22 Amended Complaint, but other deadlines have impeded U.S. Express Carriers'
23 counsel's ability to respond to the Amended Complaint by the current deadline.

24 9. Additionally, U.S. Express Carriers' counsel reached out to Plaintiff's
25 counsel on May 17, 2024, about the possibility of amicably resolving this matter before
26 proceeding further.

27 10. Accordingly, U.S. Express Carriers states that good cause exists for this
28 extension.

1 11. This is U.S. Express Carriers' first motion for extension of time to respond
2 to the Amended Complaint.

3 12. U.S. Express Carriers' counsel has spoken with Plaintiff's counsel, who
4 indicated they do not oppose this motion.

5 13. U.S. Express Carriers files this Unopposed Motion in good faith and not
6 for purposes of unreasonable delay.

7 WHEREFORE, Defendant, U.S. Express Carriers, LLC, respectfully requests
8 that the Court extend the deadline for Defendant to respond to Plaintiff's Amended
9 Complaint to and including June 3, 2024 in this matter.

10 Dated: May 17, 2024

Respectfully submitted,



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20 IT IS SO ORDERED:



21 Layna J. Zouchal
22 UNITED STATES MAGISTRATE JUDGE

23
24 DATED: May 17, 2024